

GLENN D. POMERANTZ (SBN 112503)
Glenn.Pomerantz@mto.com
KELLY M. KLAUS (SBN 161091)
Kelly.Klaus@mto.com
MELINDA E. LEMOINE (SBN 235670)
Melinda.LeMoine@mto.com
JONATHAN H. BLAVIN (SBN 230269)
Jonathan.Blavin@mto.com
MUNGER, TOLLES & OLSON LLP
355 South Grand Avenue
Thirty-Fifth Floor
Los Angeles, CA 90071-1560
Telephone: (213) 683-9100
Facsimile: (213) 687-3702

Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE SUBPOENAS TO ELECTRONIC
FRONTIER FOUNDATION AND FRED
VON LOHMANN.

ARISTA RECORDS LLC, et al.,

Plaintiffs,

vs.

LIME WIRE LLC; et al.,

Defendants.

CASE NO. Misc. 10-80276 (JSW)

[Case No. 06 Civ. 05936 (KMW), U.S. District
Court, Southern District of New York]

**PLAINTIFFS' ADMINISTRATIVE
MOTION TO FILE UNDER SEAL
DOCUMENTS (LOCAL RULE 79-5(d))**

Date: TBD [Per Scheduling Order, Doc. No. 10]

1 Pursuant to Civil Local Rule 79-5 and General Order 62, Plaintiffs are Lodging
2 Conditionally Under Seal the following material:

3 1. Plaintiffs' Reply Supplemental Brief Regarding Subpoenas.

4 Plaintiffs' Reply Supplemental Brief quotes from or refers to Exhibits 2-4 to the
5 Supplemental Boyd Declaration, which have been designated "Confidential" by Defendants in the
6 underlying action, *Arista Records LLC et al. v. Lime Wire LLC et al.*, Civil No. 06-5936 (KMW)
7 (U.S.D.C. S.D.N.Y.).

8 Plaintiffs do not agree with Defendants' assertion of confidentiality. Plaintiffs
9 nevertheless are filing the materials under seal at this juncture to provide Defendants the
10 opportunity to submit materials in support of a motion to seal as required by Civil Local Rule 79-
11 5(d) (requiring the party designating materials as confidential to file, within seven days of the
12 filing of this Administrative Motion, "a declaration establishing that the designated information is
13 sealable").

14 Contemporaneously herewith, Plaintiffs also are lodging Public Redacted versions
15 of Plaintiffs' Reply Supplemental Brief Regarding Subpoenas.

16
17 DATED: December 13, 2010

MUNGER, TOLLES & OLSON LLP

18
19
20 By: s/Susan T. Boyd
21 Susan T. Boyd
22 Attorneys for Plaintiffs
23
24
25
26
27
28